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13
14 **UNITED STATES BANKRUPTCY COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **SAN FRANCISCO DIVISION**

17 **In re:**

18 **PG&E CORPORATION,**

19 **- and -**

20 **PACIFIC GAS AND ELECTRIC**
21 **COMPANY,**

22 **Debtors.**

23 Affects PG&E Corporation
24 Affects Pacific Gas and Electric Company
25 Affects both Debtors

* *All papers shall be filed in the Lead Case,
No. 19-30088 (DM).*

16 Case No. 19-30088 (DM)
Chapter 11

17 (Lead Case) (Jointly Administered)

18 **REQUEST FOR ENTRY OF ORDER BY**
DEFAULT ON SIXTH OMNIBUS
MOTION PURSUANT TO 11 U.S.C
§ 365(a), FED. R. BANKR. P. 6006, AND
B.L.R. 6006-1 TO APPROVE THE
UTILITY'S ASSUMPTION OF CERTAIN
CONTRACT PRICE DISCOUNTED
ENERGY PROCUREMENT
AGREEMENTS

19 **[Relates to Dkt. No. 4203]**

20 Hearing Date: November 13, 2019
21 Hearing Time: 10:00 a.m. (Pacific Time)
Place: United States Bankruptcy Court
22 Courtroom 17, 16th Floor
23 San Francisco, CA 94102

24 Objection Deadline: October 30, 2019
25 4:00 p.m. (Pacific Time)

REQUEST FOR ENTRY OF ORDER BY DEFAULT

PG&E Corporation (“**PG&E Corp.**”) and Pacific Gas and Electric Company (the “**Utility**”), as debtors and debtors in possession (collectively, “**PG&E**” or the “**Debtors**”) in the above-captioned chapter 11 cases (the “**Chapter 11 Cases**”), hereby request, pursuant to Rule 9014-1(b)(4) of the Bankruptcy Local Rules for the United States District Court for the Northern District of California, as made applicable to these Chapter 11 Cases by the *Second Amended Order Implementing Certain Notice and Case Management Procedures* entered on May 14, 2019 [Dkt No. 1996] (“**Case Management Order**”), that the Court enter an order by default on the *Sixth Omnibus Motion Pursuant to 11 U.S.C. § 365(a), Fed. R. Bankr. P. 6006, and B.L.R. 6006-1 to Approve the Utility’s Assumption of Certain Contract Price Discounted Energy Procurement Agreements* filed by the Debtors on October 15, 2019 [Dkt. No. 4203] (the “**Motion**”).

RELIEF REQUESTED IN THE MOTION

The Motion seeks entry of an order approving the Utility’s assumption of each of the EP Agreements (as defined in the Motion) identified on Exhibit B thereto, each as amended pursuant to the applicable EP Amendment (as defined in the Motion) to incorporate a price reduction and other agreed upon modifications set forth therein.. A proposed order (the “**Proposed Order**”) was attached as an exhibit to the Motion. The order being submitted is different from the Proposed Order attached to the Motion only in that the reference to a hearing being held has been deleted.

NOTICE AND SERVICE

A *Notice of Hearing on Sixth Omnibus Motion Pursuant to 11 U.S.C. § 365(a), Fed. R. Bankr. P. 6006, and B.L.R. 6006-1 to Approve the Utility’s Assumption of Certain Contract Price Discounted Energy Procurement Agreements* was filed concurrently with the Motion on October 15, 2019 [Dkt. No. 4205] (the “**Notice of Hearing**”). The Motion, its supporting declaration of Marino Monardi, and the Notice of Hearing were served as described in the Certificate of Service of Alain B. Francoeur filed on October 18, 2019 [Dkt. No. 4308]. The deadline to file responses or oppositions to the Motion has passed, and no oppositions have been filed with the Court or received by counsel for the Debtors.

1 **DECLARATION OF NO RESPONSE RECEIVED**

2 The undersigned hereby declares, pursuant to 28 U.S.C. § 1746, under penalty of perjury,
3 that:

4 1. I am an attorney with the firm of Keller & Benvenutti LLP, co-counsel for the
5 Debtors.

6 2. I have reviewed the Court's docket in the Chapter 11 Cases and have determined
7 that no response or opposition has been filed with respect to the Motion.

8 3. This declaration was executed in San Francisco, California.

9 WHEREFORE, the Debtors hereby request entry of the Proposed Order substantially in
10 the form attached to the Motion, granting the Motion as set forth therein.

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12 Dated: October 31, 2019

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14 **WEIL, GOTSHAL & MANGES LLP**
15 **KELLER & BENVENUTTI LLP**

16 _____
17 /s/ *Thomas B. Rupp*
18 Thomas B. Rupp

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20 *Attorneys for Debtors and Debtors in Possession*